



THE CARLSBAD CITY COUNCIL WELCOMES YOUR PARTICIPATION

MAY 20, 2008 AGENDA

CITY COUNCIL AND MUNICIPAL WATER DISTRICT AND HOUSING AND REDEVELOPMENT COMMISSION

TO SPEAK TO COUNCIL AT TONIGHT'S MEETING:

1. For Public Hearings it is not necessary to fill out a "Speaker Card". For all other items, fill out a "Speaker Card".
 - a. For items listed on the agenda (including Consent Calendar), there is a five (5) minute time limit on individual speakers.
 - b. For items not listed on the agenda (Public Comment), there is a three (3) minute time limit on individual speakers.
2. Before the item is heard, place the card in the clear tray marked Speaker Slips. It is located on the wall adjacent to the Deputy City Clerk.
3. When called by the Mayor, come forward and begin by stating your name and address.

OTHER INFORMATION:

- Citizens may have an item listed on a future agenda by submitting a letter to the City Manager. Unless the Mayor, with the consent of the Council, otherwise directs, such presentations shall be limited to ten (10) minutes.
- It is Council's policy to adjourn meetings no later than 10:00 P.M.
- Persons with a disability may request an agenda packet in appropriate alternative formats as required by the Americans with Disabilities Act of 1990 by contacting the City Manager's office at (760) 434-2821. All persons requiring reasonable accommodations or auxiliary aids in order to effectively participate in the meeting may contact the City Manager's office by noon on the Monday preceding the meeting to make such arrangements.
- *PLEASE NOTE: Any agenda related writings or documents provided to the majority of the Council, Board or Commission after distribution of the Agenda packet, will be available for public inspection at the City Clerk's counter located at 1200 Carlsbad Village Drive, Carlsbad, CA 92008. In addition, a binder containing all agenda related writings and documents will be held by the Deputy City Clerk at each Council, Board or Commission meeting and available for public review.*
- *VISUAL MATERIALS FOR CITY COUNCIL: Visual materials should be submitted to the City Clerk's Office no later than noon on the day of a Regular Council Meeting. These materials will be placed on a computer in Council Chambers for public use. Please label all materials with the agenda item number you are representing. Please refer to the time limit maximum for items submitted for viewing. All presentations/digital materials are considered part of the maximum time limit provided to speakers. All materials exhibited to the Council during the meeting (slides, maps, etc.) are part of the public record and must be kept by the Clerk for 60 days after final Council action on the matter. Your materials will be returned upon written request.*

CALL TO ORDER: 6:00 P.M.

ROLL CALL: **ALL PRESENT**

LEGISLATIVE INVOCATION:

PLEDGE OF ALLEGIANCE:

APPROVAL OF MINUTES: **APPROVED 5/0**
Minutes from the Special Meeting held April 16, 2008.

PRESENTATIONS:
Presentation to the City Council from the San Diego County Fair.
Proclamation Presentation in Recognition of Water Safety Week.

CONSENT CALENDAR: *The items listed under Consent Calendar are considered routine and will be enacted by one motion as listed. There will be no separate discussion on these items prior to the vote, unless an item is removed.*

WAIVER OF ORDINANCE TEXT READING: **APPROVED 5/0**

This is a motion to waive the reading of the text of all ordinances and resolutions at this meeting.

1. **AB #19,447 – 2008-2009 CONSOLIDATION ACTION PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.**
Approving the submittal of the 2008-2009 Consolidated Action Plan for the Community Development Block Grant Program to the U.S. Department of Housing and Urban Development.
Resolution No. 2008-139.
ACTION: **APPROVED 5/0**
2. **AB #19,448 – NOTICES OF COMPLETION FOR THE CONSTRUCTION OF BRESSI RANCH/EL FUERTE STREET AND BRESSI POINSETTIA LANE.**
Accepting the construction of Bressi Ranch/El Fuerte Street and the construction of Bressi Poinsettia Lane as complete and directing the City Clerk to record Notices of Completion, Project No. CT 00-06.
Resolution No. 2008-140 and Resolution No. 2008-141.
ACTION: **APPROVED 5/0**
3. **AB #19,449 – AWARD OF CONTRACT AND APPROPRIATION OF FUNDS FOR OFF-SITE WETLAND MITIGATION RESTORATION FOR RANCHO SANTA FE ROAD NORTH.**
Accepting bids and awarding a contract to Sierra Pacific West for Off-Site Wetland Mitigation Restoration for Rancho Santa Fe Road North, and appropriating funds, Project No. 3907.
Resolution No. 2008-142.
ACTION: **APPROVED 5/0**

CONSENT CALENDAR (Continued)

4. AB #19,450 – AWARD OF CONTRACT FOR THE 2008 PAVEMENT OVERLAY PROJECT.
Accepting bids and awarding a contract to Hardy & Harper, Inc. for construction of the 2008 Pavement Overlay, Project No. 6001-08OL.
Resolution No. 2008-143.
ACTION: **APPROVED 5/0**
5. AB #19,451 – AMENDMENT TO AGREEMENT FOR PREPARATION OF REVEGETATION CONSTRUCTION PLANS AND MONITORING FOR RANCHO SANTA FE ROAD WETLANDS MITIGATION.
Approving Amendment No. 5 to extend and amend the agreement with Dudek & Associates for the preparation of revegetation construction plans and monitoring for Rancho Santa Fe Road Wetlands Mitigation, Project No. 3907.
Resolution No. 2008-144.
ACTION: **APPROVED 5/0**
6. AB #19,452 – STREET LIGHTING AND LANDSCAPING DISTRICT NO. 1.
Initiating proceedings and ordering the preparation of an Engineer's Report of a Special Maintenance District, and approving the Preliminary Engineer's Report, and setting a Public Hearing for June 24, 2008.
Resolution No. 2008-145, Resolution No. 2008-146 and Resolution No. 2008-147.
ACTION: **APPROVED 5/0**
7. AB #19,453 – STREET LIGHTING AND LANDSCAPING DISTRICT NO. 2.
Initiating proceedings and ordering the preparation of an Engineer's Report of a Special Maintenance District, and approving the Preliminary Engineer's Report, and setting a Public Hearing for June 24, 2008.
Resolution No. 2008-148, Resolution No. 2008-149 and Resolution No. 2008-150.
ACTION: **APPROVED 5/0**
8. AB #19,454 – REPORT ON CITY INVESTMENTS.
Accepting the City Treasurer's Report on City Investments as of April 30, 2008.
ACTION: **APPROVED 5/0**

ORDINANCE FOR ADOPTION:

9. AB #19,455 – ORDINANCE REPEALING CHAPTER 5.28 OF THE CARLSBAD MUNICIPAL CODE REGARDING GRANTING AND ADMINISTERING VIDEO SERVICES FRANCHISES WITHIN CARLSBAD.
Adopting Ordinance No. NS-891, amending Title 5, repealing in its entirety, Chapter 5.28 of the Carlsbad Municipal Code, that is no longer applicable to holders of local video franchises due to the Digital Infrastructure and Video Competition Act of 2006, adopted by the California Legislature which transfers the authority of granting franchises for video services from local jurisdictions to the California Public Utilities Commission.
ACTION: **Council adopted Ordinance No. NS-891. 5/0**

PUBLIC COMMENT:

In conformance with the Brown Act, no Council action can occur on items presented during Public Comment.

A total of 15 minutes is provided so members of the public can address the Council on items that are not listed on the Agenda. Speakers are limited to three (3) minutes each. If you desire to speak during Public Comment, fill out a SPEAKER CARD and place it in the clear tray on the wall adjacent to the Deputy City Clerk. If there are more than five (5) speakers, the remaining speakers will be heard at the end of the agenda just prior to Council Reports.

When you are called to speak, please come forward and state your name and address.

**ADJOURNMENT TO THE CITY COUNCIL AND
MUNICIPAL WATER DISTRICT JOINT SPECIAL MEETING**

CITY OF CARLSBAD
CITY COUNCIL
AND
MUNICIPAL WATER DISTRICT

AGENDA

Joint Special Meeting

May 20, 2008

6:00 P.M.

CALL TO ORDER:

ROLL CALL: **ALL PRESENT**

CONSENT CALENDAR: *The items listed under Consent Calendar are considered routine and will be enacted by one motion as listed. There will be no separate discussion on these items prior to the vote, unless an item is removed.*

WAIVER OF ORDINANCE TEXT READING: **APPROVED**

This is a motion to waive the reading of the text of all ordinances and resolutions at this meeting.

10. **AB #19,456 - APPROVAL OF AGREEMENT WITH THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (CALPERS) TO PREFUND OTHER POST EMPLOYMENT BENEFITS.**

Approving the agreement and election to prefund other post employment benefits through the California Public Employees' Retirement System with the City of Carlsbad; and, Council Resolution No. 2008-151.

Approving the agreement and election to prefund other post employment through the California Public Employees' Retirement System with the Carlsbad Municipal Water District.

Board Resolution No. 1321.

ACTION: **APPROVED 4/1/0 (Hall-No)**

ADJOURNMENT TO THE CARLSBAD MUNICIPAL WATER DISTRICT MEETING

CITY OF CARLSBAD
MUNICIPAL WATER DISTRICT

AGENDA

Special Meeting

May 20, 2008

6:00 P.M.

CALL TO ORDER:

ROLL CALL: **ALL PRESENT**

APPROVAL OF MINUTES: **APPROVED**

Minutes of the Special Meeting held April 15, 2008.

CONSENT CALENDAR: *The items listed under Consent Calendar are considered routine and will be enacted by one motion as listed. There will be no separate discussion on these items prior to the vote, unless an item is removed.*

WAIVER OF ORDINANCE TEXT READING: **APPROVED**

This is a motion to waive the reading of the text of all ordinances and resolutions at this meeting.

1. **AB #655 – APPROVE A JOINT PARTICIPATION AGREEMENT WITH THE SAN DIEGO COUNTY WATER AUTHORITY FOR LOCAL WATER SUPPLY DEVELOPMENT PROGRAM FUNDING.**

Approving the Joint Participation Agreement with the San Diego County Water Authority for Local Water Supply Development Program Funding.

Resolution No. 1322.

ACTION: **APPROVED 5/0**

ADJOURNMENT TO THE HOUSING AND REDEVELOPMENT COMMISSION MEETING

CITY OF CARLSBAD

HOUSING AND REDEVELOPMENT COMMISSION

AGENDA

Regular Meeting

May 20, 2008

6:00 P.M.

CALL TO ORDER:

ROLL CALL: **ALL PRESENT**

APPROVAL OF MINUTES: **APPROVED 5/0**
Minutes of the Regular Meeting held April 15, 2008.

PUBLIC HEARING:

1. **AB #407 – LINCOLN AND OAK MIXED-USE DEVELOPMENT.**

To consider approving an extension of Major Redevelopment Permit, RP 04-11, Coastal Development Permit, CDP 04-30, and Tentative Tract Map, CT 05-03 for the construction of a mixed-use development project consisting of six (6) condominium units and 1,913 square feet of real space on property located at 3112 Lincoln Street.

Resolution No. 451, Resolution No. 452 and Resolution No. 453.

ACTION: **The Commission adopted Resolution Nos. 451, 452 and 453.
3/0/2 (Hall, Nygaard-Absent)**

ADJOURNMENT TO THE CONTINUATION OF THE CITY COUNCIL MEETING

CONTINUATION OF THE CITY COUNCIL MEETING

DEPARTMENTAL AND CITY MANAGER REPORTS:

11. AB #19,457 – REPORT FROM THE CARLSBAD BEACH PRESERVATION COMMITTEE.

To receive a report from the Carlsbad Beach Preservation Committee.

ACTION: **Council received the report.**

12. AB #19,458 – CAPITAL IMPROVEMENT PROGRAM REPORT.

To receive a report on the proposed 2008-2009 to Buildout Capital Improvement Program, and set a Public Hearing for June 24, 2008; and, to consider approving the Proposition 1B Spending Plan as outlined in the proposed Capital Improvement Plan Budget.

Resolution No. 2008-152.

ACTION: **Council received the report and set the Public Hearing for June 24, 2008; and adopted Resolution No. 2008-152. 5/0**

PUBLIC COMMENT: Continuation of the Public Comments (if necessary)

The remainder of the categories are for reporting purposes. In conformance with the Brown Act, no public testimony and no Council action can occur on these items.

COUNCIL REPORTS AND COMMENTS: (*=Appointed by other agency) (Revised 4/17/07)

NYGAARD

Buena Vista Lagoon JPA
City/School Committee
LOSSAN Corridor Board of Directors
North County Dispatch Joint Powers Authority (alternate)
North County Transit District Board of Directors
North County Transit District Planning Committee

PACKARD

Buena Vista Lagoon JPA
City/School Committee
EFJPA
Encina Joint Powers (JAC)
Encina Wastewater Authority
League of California Cities - SD Division
League of California Cities Transportation, Communication & Public Works Committee
North County Dispatch Joint Powers Authority

HALL

Chamber of Commerce Liaison
League of California Cities Revenue and Taxation Committee
SANDAG Board of Directors
SANDAG Executive Committee
SANDAG Public Safety Committee

KULCHIN

American Coastal Coalition Board of Directors
American Shore & Beach Preservation Association, Board of Directors
CalCoast Board of Directors
Carlsbad ConVis (alternate)
Encina Joint Powers (JAC)
Encina Wastewater Authority (EWA)
North County Transit District (alternate)
*San Diego Authority for Freeway Emergencies (SAFE)
SANDAG Board of Directors (2nd alternate)
*SANDAG Shoreline Preservation Committee

LEWIS

Chamber of Commerce Liaison
LAFCO Cities Advisory Committee
North County Mayors and Managers
SANDAG (1st alternate)
San Diego County Water Authority Board of Directors

CITY MANAGER COMMENTS:

CITY ATTORNEY COMMENTS:

ANNOUNCEMENTS:

This section of the Agenda is designated for announcements to advise the community regarding events that Members of the City Council have been invited to, and may participate in.

ADJOURNMENT.